IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

ARBITRATION APPLICATION NO.14 OF 2006

...

Bajranglal Meghraj Bazari ...Applicant

v/s.

M/s.P.D. K. Developers ...Respondent

...

Mr.Robin Jaisinghani with Ms.Jacinta D'silva for the Applicant.

Mr.Pramodkumar i/b Pramodkumar & Co. for the Respondent.

...

CORAM: D.K.DESHMUKH, J.

DATED: 15TH SEPTEMBER,2006

P.C.:

The learned Counsel appearing for the Petitioner states that the Petitioner has taken over all obligations of the parties who are described as "First Part" in the agreement dated 26th May, 2004 at Exh.A to the Petition, towards the Respondent and that the Respondent is not required to look at anybody else but the Petitioner so far as obligations of the First Part under the agreement dated 26th May, 2006 are concerned.

Statement is accepted.

In view of this statement, the advocate appearing for the Respondent has given consent to the appointment of the arbitrator.

By consent of parties, Hon'ble Mr.Justice H. Suresh (Retd.) is appointed as an arbitrator. The Disputes between the parties are referred to the learned arbitrator for deciding in accordance with law. However, the appointment of arbitrator will take

effect after expiry of period of four weeks from today. If the disputes between the parties are settled before expiry of period of four weeks, the parties shall intimate the same to the Court. In that event, the petition shall be treated as withdrawn and disposed of. Otherwise, the appointment of the arbitrator will take effect and it be communicated to the learned arbitrator.

All contentions available to both sides are left open to be raised before the learned arbitrator.

...